

\*\*E-filed 6/28/06\*\*

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 JERRY R. JOLLY, Director  
 10 California Department of Alcoholic Beverage Control

11 **IN THE UNITED STATES DISTRICT COURT**  
 12 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
 13 **SAN JOSE DIVISION**

14  
 15 KNIGHTSBRIDGE WINE SHOPPE, LTD., et al.

16 Plaintiffs,

17 v.

18 JERRY R. JOLLY, in his capacity as Director  
 of the California Department of Alcoholic Beverage  
 19 Control,

20 Defendant.  
 21

Case No.: 5:06-CV-02890-JF

**STIPULATION AND**  
**[PROPOSED ORDER]**  
**RE: CHANGE OF INDIVIDUAL**  
**PLAINTIFF, EXTENSION OF**  
**TIME TO RESPOND TO FIRST**  
**AMENDED COMPLAINT**

22 By and through their respective attorneys of record, plaintiffs Knightsbridge Wine Shoppe,  
 23 Ltd., et al. and defendant Jerry R. Jolly, in his capacity as Director of the Department of Alcoholic  
 24 Beverage Control, hereby stipulate and agree as follows:

25 1. Pursuant to leave granted orally by the Court at the status conference held on June 9, 2006,  
 26 Steven M. Cohen (Cohen) is hereby added and Stephen Ravel (Ravel) is hereby removed as a  
 27 plaintiff in this action, effective as of the date of filing of the First Amended Complaint, and all  
 28 allegations made in the First Amended Complaint on behalf of Ravel, either singly or collectively

1 with the other plaintiffs, shall be deemed as made by Cohen.

2 2. The time within which defendant shall respond to the First Amended Complaint as thus  
3 modified shall be extended by an additional two weeks, from the current due date of June 26, 2006  
4 to July 10, 2006, or by such other and lesser time, if any, as the court may deem appropriate;

5 3. The parties shall have until July 14, 2006 to carry out the requirements of Federal Rules of  
6 Civil Procedure 26(a)(1) and 26(f).

7 GOOD CAUSE exists, as follows, for approval of the extensions of time sought pursuant to this  
8 stipulation:

9 1. As they informed the Court at the time, when the parties appeared at the status conference  
10 held on June 9, 2006, they expected a decision to issue shortly in a related case then pending before  
11 the District Court for the Central District of California that would provide a basis for resolution of  
12 this case pursuant to stipulation.

13 2. Due to the recent, unexpected dismissal of this related action, the parties have resumed  
14 discussion of how this case might be promptly and efficiently resolved.

15 3. The requested extensions will allow the parties to continue these discussions without  
16 prejudicing their respective positions in the litigation.

17 Dated: June 26, 2006

KIRLAND & ELLIS LLP

18  
19 By: /s/ James Shannon

20 Kenneth W. Starr  
21 James F. Basile  
22 James Shannon  
23 Tracy K. Genesen  
24 Christopher W. Keegan  
25 Ryan M. Christian  
26 KIRKLAND & ELLIS LLP

27 Attorneys for Plaintiffs  
28

1 Dated: June 26, 2006


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Supervising Deputy Attorneys General

6 /s/ Marjorie E. Cox  
MARJORIE E. COX  
Deputy Attorney General

8 Attorneys for Defendant

11 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

13 DATED: June 27, 2006

  
HONORABLE JEREMY FOGEL  
District Court Judge